

I strongly urge everyone to vote against reconsidering.

THE CHAIRMAN: Are you ready for the question?

Delegate Anderson.

DELEGATE ANDERSON: Mr. Chairman, I arise to oppose the reconsideration of this amendment.

Let me say this. I feel somewhat under an obligation to speak. I did not speak before, but early in this Convention, I did have a proposal. I presented it to the Committee. I went before the Committee and argued in favor of including the word "damages", and I feel obligated at this point simply to say that I am opposed to reconsideration, as Delegate Dukes said, of this matter, which was overwhelmingly passed the other day. Now after several days, someone comes in with the idea that it is all wrong and ought to be reconsidered.

I know of a number of amendments that have been passed that perhaps should be reconsidered but I say, let us get on with this matter and not worry about the question of damages.

It is a simple proposition. As Delegate Adkins says, there are twenty-one states that use this word in their constitution and I can easily find out what those damages are and so can any other attorney, so I oppose the reconsideration of this amendment.

THE CHAIRMAN: Are you ready for the question?

*(Call for the question.)*

The Clerk will ring the quorum bell.

The question arises on the motion to reconsider the vote by which Amendment No. 20 was rejected. If the motion is carried, Amendment No. 20 will be before you for such action as you desire. If the motion is rejected, Amendment No. 20 will remain rejected.

The Chair will recognize Delegate Bard to submit the Amendment AR, which has already been distributed to your desks.

The question now arises on the motion to reconsider the vote by which Amendment No. 20 was rejected.

A vote Aye is a vote in favor of reconsideration. A vote No. is a vote against.

Cast your votes.

Has every delegate voted? Does any delegate desire to change his vote?

*(There was no response.)*

The Clerk will record the vote.

There being 62 votes in the affirmative and sixty-two votes in the negative, the motion for reconsideration is lost.

Delegate Hutchinson.

DELEGATE HUTCHINSON: For some reason my switch did not work but I vote no.

THE CHAIRMAN: Delegate Hutchinson will be recorded as voting no. The tally will be 62 votes in the affirmative, 63 votes in the negative. The motion for reconsideration is lost.

The Chair recognizes Delegate Bard. Do you desire to submit your Amendment AR?

DELEGATE BARD: Yes, sir.

THE CHAIRMAN: This will be Amendment No. 24.

The Clerk will read the Amendment.

READING CLERK: Amendment No. 24 to Committee Recommendation R & P-1 by Delegates Bard and Macdonald:

On page 4, section 9, Limitations on State action, in line 18, after the word "damaged" add the following words: ", as the latter term shall be defined by law".

THE CHAIRMAN: The amendment having been submitted by Delegate Bard and seconded by Delegate Macdonald, the Chair recognizes Delegate Bard to speak to the amendment.

DELEGATE KIEFER: Mr. Chairman.

THE CHAIRMAN: Delegate Kiefer.

DELEGATE KIEFER: Mr. Chairman, in an effort to save time, I am beginning to think it is like the French army maxim, number 1, "Never obey an order until you get the change." This does not do any harm. We anticipated that such a matter would have to be implemented by legislation. If it would make people happier, as far as I am concerned, we will accept the amendment as submitted.

THE CHAIRMAN: Delegate Bard, in view of the Statement by the Chairman of the Committee, do you desire to speak further?

DELEGATE BARD: To save time, I have nothing else to say.

THE CHAIRMAN: Delegate Clagett.

DELEGATE CLAGETT: Will Delegate Kiefer yield to a question.